

**TITLE:** Top Down Design & Construction  
 State Route 180 - Supplemental

**DATE:** 04/06/2016

**PROJECT:** Construction Package No. 1

**CONTRACT NO:** HSR 13-06

**CONTRACTOR:** Attn: Jim Laing  
 Tutor Perini/Zachry/Parsons, a Joint Venture  
 1401 Fulton Street, Suite 400  
 Fresno, CA 93721

**DESCRIPTION OF CHANGE:**

This supplemental change order is to compensate the Contractor for Construction Zone Enhanced Enforcement Program (COZEEP) services and for the direct costs of associated drainage work plus applicable markups, in conjunction with the Top Down Construction work at State Route 180 established under Change Order No. 00087. Payments for the services and work will be progressed and billed at the actual monthly cost plus applicable markups.

**EXTRA WORK AT TIME & MATERIALS**




The services and work shall be in accordance with HSR 13-06 Book 2, Section 17.9 "Time and Materials Change Orders" of the *General Provisions*. The Contractor will be paid against the pay item budget of one hundred and seventy thousand dollars (\$170,000.00) for COZEEP services and three hundred thousand dollars (\$300,000.00) for direct costs associated with the drainage work, established by this Change Order.

The Contractor shall notify the Authority when 75% of the allocated amount (\$127,500.00 for COZEEP and \$225,000.00 for Drainage Construction) has been expended and shall provide to the Authority, a detailed estimate, depicting the dollar amount required to complete the remaining work. Any remaining monies after the completion of all work that is eligible for reimbursement by way of this provisional sum, a Change Order will be executed to credit those remaining monies back to the Authority.

**TIME ADJUSTMENT:**

Any delay due to this change order, if any and if determined to be a controlling operation, will be evaluated under a separate change order in accordance with Section 23.4, "Equitable Adjustments - Limitation on Delay and Disruption Damages," of the *General Provisions*.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
0012R1	00001	Construction Zone Enhanced Enforcement Program	1.0	T&M	\$170,000.00	\$170,000.00	0
0012R1	00002	Drainage Construction	1.0	T&M	\$300,000.00	\$300,000.00	0
<b>Total:</b>						<b>\$470,000.00</b>	<b>0</b>

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
			

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**Release of Claims**

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

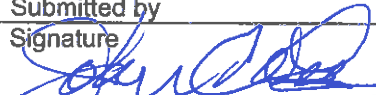
**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

**Tutor Perini/Zachry/Parsons, a Joint Venture**

Acceptance by		
Signature 	Jim Laing - Project Manager/Director	Date 4/7/16

**California High-Speed Rail Authority**

Submitted by		
Signature 	John C. Lee - D-B Oversight Manager	Date 04-13-16

Recommended by		
Signature		Date

Approval by		
Signature 	Hugo Mejia - Design & Construction Manager	Date 4/29/16

Contractor	California High Speed Rail Authority		
Acceptance by 	Submitted by	Recommended by	Approved by